

### IN THE

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## UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Bendale et al.

SERIAL NO.:

10/662,040

FILED:

September 12, 2003

TITLE:

Electrochemical Double Layer Capacitor Having Carbon Powder

Electrodes

**EXAMINER:** 

Nguyen, Hat

ART UNIT:

2812

ATTY DKT NO:

026471-4005

#### **CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date printed below:

Date: 1/19/05

Gregory J. Koerner

# Response to Final Office Action

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Final Office Action mailed October 26, 2004, please reconsider the above-identified Application in light of the following remarks and amendments.

| • In re application of:  |  |  |                   | Bendale et al. Atty. Docket No.: 026471-4005 |                                   |                              |                               |                    |                              |                    |  |
|--|--|--|-------------------|--|-----------------------------------|------------------------------|-------------------------------|--------------------|------------------------------|--------------------|--|
|  | Serial No.   | 1 1 2 4 20   | ns Cara s         | 0/662,040                                    |                                   |                              |                               |                    |                              |                    |  |
|  | Filing Dat   | i Jun  | S                 | September 12, 2003                           |                                   |                              |                               |                    |                              |                    |  |
|  | Title:   | Electrochemical Double Layer Capacitor Having Carbon Powder Electrodes   |                   |  |                                   |                              |                               |                    |                              |                    |  |
|  | Commiss<br>P.O. Box  | ioner for Patent<br>1450   | ts                |  |                                   |                              |                               |                    |                              |                    |  |
|  | Alexandr   | ia, Virginia 223   | 313-1450          |  | •                                 |                              |                               |                    |                              |                    |  |
|  | [] S p [] A  | nsmitted herewith is an amendment in the above-identified application.  Small entity status of this application under 37 CFR §§ 1.9 and 1.27 has been established by a verified statement previously submitted.  A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.  No additional fee is required. |                   |  |                                   |                              |                               |                    |                              |                    |  |
|  | The filing   |  | alculated         | ed as shown below:                           |                                   |                              |                               | Other Then a Small |                              |                    |  |
|  | ·  | (Col. 1)   |                   | (Col. 2)                                     | (Col. 3)                          | Sma                          | ll Entity                     | or                 | Other Than a Small<br>Entity |                    |  |
|  |  | Claims<br>Remaining<br>After<br>Amendment  | ,                 | Highest<br>Number<br>Previously<br>Paid For  | Number of Extra<br>Claims Present | Rate                         | Additional<br>Fee             | or                 | Rate                         | Additional<br>Fee  |  |
|  | Total  | 12   | minus             | 20   | 0                                 | x \$11 =                     | \$0.00                        |                    | x \$18 =                     | \$0.00             |  |
|  | Indep.   | 2  | minus             | 3  | 0                                 | x \$41 =                     | \$0.00                        | or                 | x \$88 =                     | \$0.00             |  |
|  | [ ] First  | Presentation of  | f Multiple        | e Dependent C                                | laims                             | +\$135 =                     | \$0.00                        | _                  | +\$270 =                     | \$0.00             |  |
|  |  | Kalendaria Cal 13  | - 1 (b <b>4</b> b | ti Col. 2ik                                  | "0" in Col. 3                     | Total<br>Fee                 | \$0.00                        |                    | Total<br>Fee                 | \$0.00             |  |
|  | **   |  |                   | e entry in Col. 2, write                     | •                                 | <u> </u>                     | <u> </u>                      | <u> </u>           |                              |                    |  |
|  | <ul> <li>If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.</li> <li>If the Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or</li> </ul> |  |                   |  |                                   |                              |                               |                    |                              |                    |  |
| Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.  |  |  |                   |  |                                   |                              |                               |                    |                              |                    |  |
|  | [ ]<br>attached  | Please charge my Deposit Account No. 50-3367 in the amount of \$ A duplicate copy of this sheet is   |                   |  |                                   |                              |                               |                    |                              |                    |  |
|  |  | Enclosed pleas   | se find a         | check for \$                                 | for one n                         | nonth exten                  | sion of time.                 |                    |                              |                    |  |
| [X] The Commissioner is hereby authorized to charge payment of the following fees associated wi communication or credit any overpayment to Deposit Account No. 50-3367. A duplicate copy of this shape of the copy of the copy of this shape of the copy of this shape of the copy of the copy of this shape of the copy of the copy of this shape of the copy of the co |  |  |                   |  |                                   |                              |                               |                    | ited with t<br>this sheet    | his<br>is attached |  |
|  | commun   | ication or credi   | t any ove         | rpayment to De                               | eposit Account No.                | 30-3307. A                   | uupiicate cop                 | y OI               | tills silect                 | 15 uttucticu.      |  |
|  | <ul> <li>[X] Any filing fees under 37 CFR § 1.16 for the presentation of extra claims.</li> <li>[] Any patent application processing fees under 37 CFR § 1.17.</li> </ul>  |  |                   |  |                                   |                              |                               |                    |                              |                    |  |
| Respectfully submitted,  |  |  |                   |  |                                   |                              |                               |                    |                              |                    |  |
|  |  |  |                   |  |                                   |                              | . /                           |                    |                              | •                  |  |
|  | Dated: _   | Dated: 1/12/05 Jug/2   |                   |  |                                   |                              |                               |                    |                              |                    |  |
|  | _  | Gregory J. Køerner, Reg.No. 38,519<br>Redwood Patent Law   |                   |  |                                   |                              |                               |                    |                              |                    |  |
|  |  | ·  |                   |  | 12                                | 91 E. Hillsd                 | E. Hillsdale Blvd., Suite 205 |                    |                              |                    |  |
|  |  |  |                   |  |                                   | ster City, C                 |                               |                    |                              |                    |  |
|  |  |  |                   |  |                                   | l: (650) 358<br>x: (650) 358 |                               |                    |                              |                    |  |
|  |  |  |                   |  |                                   |                              |                               |                    |                              |                    |  |

Bendale et al.

Atty. Docket No.: 026471-4005